

FILED ELECTRONICALLY: April 3, 2007

PATENT
ATTORNEY DOCKET NO. 34157-707.831

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Binder, S. <i>et al.</i>)	Confirmation No. 5602
)	
Serial No: 10/530,164)	Art Unit: 1651
)	
Filed: April 4, 2005)	Examiner: Taeyoon Kim
)	
Title: <u>RETINAL PIGMENT EPITHELIAL CELL CULTURES</u>)	
<u>ON AMNIOTIC MEMBRANE AND TRANSPLANTATION</u>)	

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mailstop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

This supplementary Election is responsive to the Notice of Non-Compliant Amendment mailed March 5, 2007. In Applicant's prior election of December 18, 2006, Group VII (corresponding to claims 42-49) was elected. The Examiner further requires election of a single species from the following two groups:

Group B, drawn to types of pharmaceutically active molecules recited in claim 49, in which either growth factors, enzymes, or therapeutic drugs are selected; and

Group C, drawn to types of treated retinal diseases recited in claim 45, in which either retinal detachment, gyrate atrophy, choroderemia, or age related macular degeneration is selected.

With traverse, Applicants hereby further elect examination of a therapeutic drug from species Group B, and age related macular degeneration from species Group C. Applicants respectfully

note that upon allowance of generic claims 45 and 49, Applicants are entitled under 37 C.F.R. § 1.141 to consideration of claims drawn to additional species.

Pending claims 42, 43, 45-49, and 53-61 are listed herein on page 3 of this paper with their proper status identifier.